MINUTES OF THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

U.S.A. vs **ELIZABETH AMELIA ALVAREZ** No. 08CR2238-DMS

The Court finds excludable delay, under the section indicated by check (√),
commenced on July 30, 2008 and ended on 10/17/08 ; ( )
and ended on . ( )

3161(h)

___(1)(A)		Exam or hrg for **mental or physical incapacity**	A
___(1)(B)		**NARA exam**ination (28:2902)	B
___(1)(D)		State or Federal trials or **other charges pending**	C
___(1)(E)		**Interlocutory appeals**	D
___(1)(F)		**Pretrial motions** (from flg to hrg or other prompt dispo)	E
___(1)(G)		**Transfers from other district** (per FRCrP 20, 21 & 40)	F
___(1)(J)		**Proceedings under advisement** not to exceed thirty days	G
___		Misc proc: Parole or prob rev, deportation, **extradition**	H
___(1)(H)		**Transportation** from another district or to/from examination or hospitalization in ten days or less	6
√ (1)(I)		Consideration by Court of **proposed plea agreement**	7
___(2)		**Prosecution deferred** by mutual agreement	I
___(3)(A)(B)		**Unavailability of defendant** or **essential witness**	M
___(4)		Period of **mental or physical incompetence** of defendant to stand trial	N
___(5)		Period of **NARA commitment or treatment**	O
___(6)		**Superseding indictment and/or new charges**	P
___(7)		**Defendant awaiting trial of co-defendant** when no severance has been granted	R
___(8)(A)(B)		**Continuances** granted per (h)(8)-use "T" alone if more than one of the reasons below are given in support of continuance	T
___(8)(B)(I)	1)	Failure to grant a **continuance** in the proceeding would result in a **miscarriage of justice** and the ends of justice outweigh the best interest of the public and the defendant in a speedy trial. **(Continuance - miscarriage of justice)**	T1
√	2)	Failure to grant a **continuance** of the trial would result in a miscarriage of justice as the defendant has tendered a guilty plea to a magistrate judge and is awaiting a determination as to whether the plea will be accepted. **(Continuance - tendered a guilty plea)**	
___(8)(B)(ii)	2)	**Case** unusual or **complex**	T2
___(8)(B)(iii)	3)	**Indictment** following arrest **cannot be filed** in thirty (30) days	T3
___(8)(B)(iv)	4)	**Continuance** granted in order to obtain or substitute counsel, or give reasonable time to prepare **(Continuance re counsel)**	T4
___3161(I)		Time up to **withdrawal of guilty plea**	U
___3161(b)		**Grand jury indictment time extended** thirty (30) more days	W

Date 7/30/08

[signature] Judge's Initials